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Practitioner's Docket No. ST8726US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Selig et al.

Confirmation No.: 3721

Application No.: 10/633,348

Group No.: 1744

Filed: August 1, 2003

Examiner: Sean Everett Conley

For: METHOD AND DEVICE FOR DEACTIVATING ITEMS AND FOR MAINTAINING SUCH
ITEMS IN A DEACTIVATED STATE

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
1744**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

XX deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

XX with sufficient postage as first class mail.

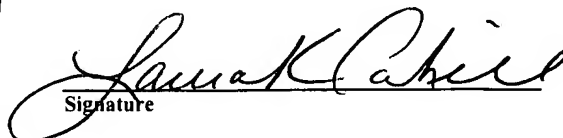
37 C.F.R. § 1.10*

as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

___ facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.


Signature

Date: August 30, 2006

Laura K. Cahill

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| (Col.1) | | (Col. 2) | | (Col. 3) | | OTHER THAN SMALL ENTITY | |
|--|----|--------------------------------------|----|------------------|------|----------------------------|-----------|
| CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO PREVIOUSLY PAID FOR | | PRESENT EXTRA | | RATE | |
| | | | | | | ADDIT. FEE | |
| TOTAL | 14 | MINUS | 22 | = 0 | x \$ | 50.00 | = \$ 0.00 |
| INDEP | 2 | MINUS | 3 | = 0 | x \$ | 200.00 | = \$ 0 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | | | + | \$ 0.00 | = \$ 0.00 |
| | | | | | | TOTAL | \$ 0.00 |
| | | | | | | ADDIT. FEE | |

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 50-0537.

If any additional fee for claims is required, charge Account No. 50-0537.

Date: August 30, 2006

Reg. No.: 31,115
Tel. No.: 440-684-1090

Customer No.: 22203



Signature of Practitioner
Mark Kusner

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Application No. 10/633,348
Response filed August 30, 2006
OUTSTANDING OFFICE ACTION dated July 18, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF : Selig et al.
FOR : METHOD AND DEVICE FOR
DEACTIVATING ITEMS AND FOR
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SERIAL NO. : 10/633,348
FILED : August 1, 2003
CONFIRMATION NO. : 3721
EXAMINER : Sean Everett Conley
ART UNIT : 1744
ATTORNEY DOCKET NO. : ST8726US

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Alexandria, VA 22313-1450

***RESPONSE UNDER CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1744***

RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action dated July 18, 2006, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.